

Examiner-Initiated Interview Summary	Application No. 09/134,147	Applicant(s) TANG, WALLACE T.Y.	
	Examiner Sylvia R. MacArthur	Art Unit 1763	

All Participants:

(1) Sylvia R. MacArthur.

(2) Tim Pham.

Status of Application: _____

(3) _____

(4) _____

Date of Interview: 27 September 2005

Time: _____

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☒ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

Claims discussed:

none

Prior art documents discussed:

5949927

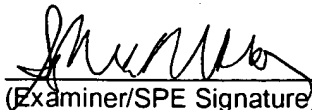
Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.


(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Examiner MacArthur contact Mr/ Pham to inform him that the application is in condition for allowance except for Obviousness type Double Patenting Rejections (ODP) with SN 08/401,229 now US 5,949,927. Also Emr. MacArthur inquired about the relationship between the 08/401229 and the the instant application. Mr. Pham faxed a response to the questions herein and the TD which overcomes the ODP rejections..

MacArthur

9/28/05

Attorney's Docket No.: 05542-459003
Client's Ref. No.: 5353C1/CMP

OFFICIAL COMMUNICATION FACSIMILE:

Attention: Examiner Sylvia R. MacArthur

FAX NO: 571-273-1438

Number of pages including this page 4

Applicant : Wallace T.Y. Tang
Serial No. : 09/134,147
Filed : August 14, 1998

Art Unit : 1763
Examiner : Sylvia R. MacArthur


Title : IN-SITU REAL-TIME MONITORING TECHNIQUE AND APPARATUS FOR
DETECTION OF THIN FILMS DURING CHEMICAL/MECHANICAL
POLISHING PLANARIZATION

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is a Terminal Disclaimer and
Substance of the Interview, faxed this 27th day of September, 2005, to the United States Patent
and Trademark Office.

Respectfully submitted,

Date: September 27, 2005


Tim H. Pham
Reg. No. 48,589

Telephone: (650) 839-5070
Fax: (650) 839-5071

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(650) 839-5070 to arrange for its return. Thank you.

Attorney's Docket No.: 05542-459003 / 5353C1/CMP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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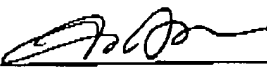
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SUBSTANCE OF THE INTERVIEW

The applicant thanks the Examiners for the courtesy of an interview conducted September 27, 2005, which was attended by the applicant's representative, Tim Pham, and Examiner Sylvia R. MacArthur. The participants discussed the relationship between the instant applicant and commonly assigned U.S. Patent Application Serial No. 09/909,766. These two applications are co-pending and claim priority to a common ancestor, U.S. Patent Application Serial No. 07/996,817, which has issued as U.S. Patent No. 6,614,529.

No fee is believed to be due. If, however, there are any charges or credits, please apply them to Deposit Account No. 06-1050.

Respectfully submitted,

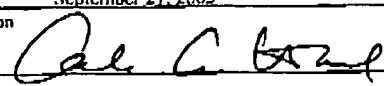
Date: Sep 27, 2005

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CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

September 27, 2005
Date of Transmission
Signature 

Carlos A. Brasil
Typed or Printed Name of Person Signing Certificate

Attorney's Docket No.: 05542-459003 / 5353C1/CMP

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TERMINAL DISCLAIMER

APPLIED MATERIALS, INC., is the assignee of the entire right, title, and interest in the above application by virtue of an assignment from the inventors of the patent application identified above recording in the Patent and Trademark Office at Reel 011129, Frame 0146 on August 29, 2000. APPLIED MATERIALS, INC., is also the assignee of the entire right, title and interest in U.S. Patent No. 5,949,927, by virtue of an assignment recorded in the Patent and Trademark Office at Reel 011122, Frame 0519 on August 29, 2000.

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 CFR §1.321(b), and to obviate a double patenting rejection, the assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above identified application subsequent to the expiration date of U.S. Patent No. 5,949,927, provided that any patent granted on the above identified application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 5,949,927.

The assignee identified above does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of U.S. Patent No. 5,949,927 in the event that it later: expires for failure to pay a maintenance fee, is

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Page : 2 of 2

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held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of U.S. Patent No. 5,949,927.

This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

Please apply the Terminal Disclaimer fee of \$130.00 and any other appropriate charges or credits to Deposit Account 06-1050.

Respectfully submitted,

Date: 9/26/05

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